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AO 466A (Rev. 12/17) Waiver of Rule 5 & 5.1 Hearings (Complaint or Indictment)

UNITED STATES DISTRICT COURT

for the

District of New Jersey

JAN 26 2023

AT 8:30
WILLIAM T. MULSH
CLERK

United States of America

)

v.

)

Case No. 3:23-mj-3018 (TJB)

DAVID JAMES SMITH

)

Charging District's Case No. 1:22-mj-4385

Defendant

)

WAIVER OF RULE 5 & 5.1 HEARINGS
(Complaint or Indictment)I understand that I have been charged in another district, the (*name of other court*)
USDC for the Northern District of Ohio

I have been informed of the charges and of my rights to:

- (1) retain counsel or request the assignment of counsel if I am unable to retain counsel;
- (2) an identity hearing to determine whether I am the person named in the charges;
- (3) production of the warrant, a certified copy of the warrant, or a reliable electronic copy of either;
- (4) a preliminary hearing to determine whether there is probable cause to believe that an offense has been committed, to be held within 14 days of my first appearance if I am in custody and 21 days otherwise, unless I have been indicted beforehand;
- (5) a hearing on any motion by the government for detention;
- (6) request a transfer of the proceedings to this district under Fed. R. Crim. P. 20, to plead guilty.

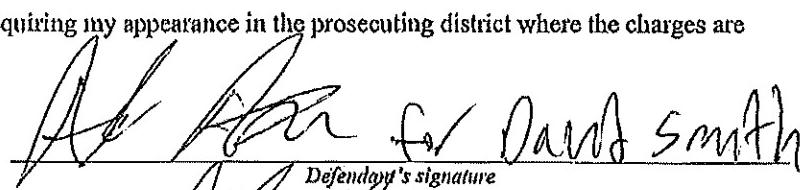
I agree to waive my right(s) to:

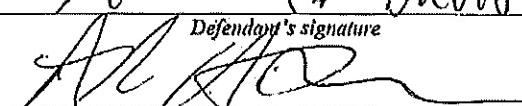
- an identity hearing and production of the warrant.
 a preliminary hearing.
 a detention hearing.

an identity hearing, production of the judgment, warrant, and warrant application, and any preliminary or ~~detention~~ hearing to which I may be entitled in this district. I request that my
 preliminary hearing and/or detention hearing be held in the prosecuting district, at a time set by that court.

I consent to the issuance of an order requiring my appearance in the prosecuting district where the charges are pending against me.

Date: 01/26/2023


 Defendant's signature


 Signature of defendant's attorney

Printed name of defendant's attorney